

HOUSE BILL 976

By Carr

AN ACT to amend Tennessee Code Annotated, Section 5-50-352 and Title 68, relative to anatomical gifts.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 30, Part 1, is amended by adding the following as a new section to be appropriately designated:

(a) Notwithstanding this part, in order for an anatomical gift made pursuant to § 68-30-105 on or after the effective date of this act to be valid, the document of gift shall indicate that the donor specifies that the gift includes any specific parts of the donor's body or the donor's entire body. If applicable, a gift of tissue shall specify whether the gift includes any particular bones, including the spine of the donor.

(b) Notwithstanding this part, in order for an anatomical gift made pursuant to § 68-30-109 on or after the effective date of this act to be valid, the document of gift shall indicate that the person authorized to make an anatomical gift under § 68-30-109 specifies that the gift includes any specific parts of the decedent's body or the decedent's entire body. If applicable, a gift of tissue shall specify the particular bones of the decedent, including the spine, included in the gift.

(c) For any gift that violates subsection (a) or (b), the immunity afforded by § 68-30-115 shall not apply.

SECTION 2. Tennessee Code Annotated Section 68-30-114, is amended by adding the following as a new subsection:

() At the time of a death, the hospital that has custody of the decedent donor's or prospective donor's body shall notify appropriate family and other persons of any

requirements relating to contact with a procurement organization. The notification shall include a statement that this notice is required by law.

SECTION 3. This act shall take effect July 1, 2017, the public welfare requiring it. This act shall only apply to anatomical gifts made on or after July 1, 2017.